

AMENDED IN SENATE MAY 11, 2006

AMENDED IN SENATE JUNE 28, 2005

AMENDED IN SENATE JUNE 15, 2005

AMENDED IN ASSEMBLY APRIL 5, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

## ASSEMBLY BILL

**No. 1361**

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**Introduced by Assembly Member Dymally**  
**(~~Coauthors: Assembly Members Goldberg, Karnette, and~~**  
**~~Oropeza~~)**  
**(~~Coauthors: Senators Bowen, Cedillo, Murray, and Vincent~~)**

February 22, 2005

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~~An act to amend Section 7073 of the Government Code, relating to economic development. An act relating to elections, and declaring the urgency thereof, to take effect immediately.~~

### LEGISLATIVE COUNSEL'S DIGEST

AB 1361, as amended, Dymally. ~~Enterprise zones: designation period. Elections: City of Vernon.~~

*Existing law provides the procedures for the conduct of local elections by local elections officials.*

*This bill would state legislative findings that there exists a need for an experienced, objective, impartial, and professional entity to conduct any election that is held in the City of Vernon in the County of Los Angeles during calendar years 2006, 2007, and 2008 and would state the intent of the Legislature in connection with this bill. It would require any election held in the City of Vernon during the 2006, 2007, and 2008 calendar years to be administered by the Los Angeles*

*County Registrar-Recorder, subject to approval by the Los Angeles County Board of Supervisors.*

*This bill would require the City of Vernon, consistent with a specified provision of state law, to pay the County of Los Angeles from the city treasury for any expenses authorized and necessarily incurred in conducting any election held in the City of Vernon pursuant to this bill. The bill would state the intent of the Legislature, if the City of Vernon has not paid the expenses of an election, to enact legislation to require the Controller to reallocate to the county amounts otherwise scheduled for distribution to the city from unrestricted funds or moneys, as specified.*

*The California Constitution provides that a local or special statute is invalid in any case if a general statute can be made applicable.*

*This bill would declare that, due to the unique circumstances pertaining to the City of Vernon that the bill is intended to remedy, a general statute within the meaning of specified provisions of the California Constitution cannot be made applicable and a special statute is necessary.*

*This bill would declare that it is to take effect immediately as an urgency statute.*

~~The Enterprise Zone Act provides for the designation of enterprise zones in the state by the Department of Housing and Community Development, pursuant to which qualifying entities may receive certain tax, regulatory, and program incentives for economic development activities in the zone. A designation made by the department is binding for a period of 15 years from the date of the original designation, except that the designation for enterprise zones designated pursuant to these or other specified provisions prior to 1990 and meeting specified criteria may total 20 years.~~

~~This bill instead would provide that the designation period for enterprise zones designated pursuant to these provisions or the other specified provisions as they read prior to January 1, 1997, and meeting the specified criteria, may total 25 years.~~

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: no. Fiscal committee: ~~yes~~  
no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. *The Legislature finds and declares that there*
- 2     *exists a need for an experienced, objective, impartial, and*

1 professional entity to conduct any election that is held in the City  
2 of Vernon in the County of Los Angeles during the 2006, 2007,  
3 and 2008 calendar years. It is the intent of the Legislature in  
4 enacting this statute to ensure the integrity, efficiency, and lawful  
5 conduct of elections in the City of Vernon, to avoid real bias or  
6 the perception of bias or impropriety, and to strengthen the  
7 public's confidence in the fair and free operation of the election  
8 process and the reporting of results therefrom.

9 SEC. 2. Any election in the City of Vernon held during the  
10 2006, 2007, and 2008 calendar years shall be administered, for  
11 all purposes, by the Los Angeles County Registrar-Recorder,  
12 upon approval by the Los Angeles County Board of Supervisors.

13 SEC. 3. (a) Consistent with subdivision (a) of Section 13001  
14 of the Elections Code, the City of Vernon shall pay from its city  
15 treasury for all expenses authorized and necessarily incurred in  
16 conducting any election held during the 2006, 2007, and 2008  
17 calendar years. These expenses shall be paid to the County of  
18 Los Angeles to reimburse the county for the costs of conducting  
19 the election.

20 (b) If payment is not made in a timely manner, and after  
21 sufficient notice to the City of Vernon, the Los Angeles County  
22 Board of Supervisors may pass a resolution informing the  
23 Controller that some or all of the amount due is outstanding.

24 (c) Following receipt of the resolution, if the City of Vernon  
25 has not paid the expenses of an election as specified in  
26 subdivision (a), it is the intent of the Legislature to enact  
27 legislation to require the Controller to deduct from  
28 apportionments scheduled for periodic distribution to the City of  
29 Vernon, from any unrestricted funds or moneys, the outstanding  
30 balance owed and instead pay the amount to the County of Los  
31 Angeles.

32 SEC. 4. The Legislature finds and declares that because of  
33 the unique circumstances of the City of Vernon, relating to the  
34 conduct of elections, a statute of general applicability cannot be  
35 enacted within the meaning of subdivision (b) of Section 16 of  
36 Article IV of the California Constitution. Therefore, it is  
37 necessary to enact a special statute applicable only to the City of  
38 Vernon.

39 SEC. 5. This act is an urgency statute necessary for the  
40 immediate preservation of the public peace, health, or safety

1 *within the meaning of Article IV of the Constitution and shall go*  
2 *into immediate effect. The facts constituting the necessity are:*

3 *In order to ensure that elections in the City of Vernon proceed*  
4 *in a timely fashion in accordance with state law, and to preserve*  
5 *the public's confidence in the electoral process and the voters'*  
6 *reserve power to recall elected officials, it is necessary that this*  
7 *act take effect immediately.*

8 ~~SECTION 1. Section 7073 of the Government Code is~~  
9 ~~amended to read:~~

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11  
12 **All matter omitted in this version of the bill**  
13 **appears in the bill as amended in Senate,**  
14 **June 28, 2005. (JR11)**  
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